

IN THE HIGH COURT OF JUDICATURE, ANDHRA PRADESH
AT HYDERABAD

(Special Original Jurisdiction)

TUESDAY, THE TWELFTH DAY OF OCTOBER
TWO THOUSAND AND FOUR

PRESENT

THE HON'BLE MR JUSTICE A.GOPAL REDDY

-

WRIT PETITION NO : 18641 of 2004

Between:

Smt.Ch.Hanumayamma, w/o Nageswara Rao,
Vinukonda Grampanchayat, Vinukonda, Guntur District.

..... PETITIONER

AND

- 1 The District Collector (Panchayats), Guntur district, Guntur.
- 2 The Divisional Panchayat officer, Narasaraopet, Guntur District.
- 3 The Government of Andhra Pradesh, rep., by its Principal Secretary,
Panchayat Raj Department, Secretariat, Hyderabad.

.....RESPONDENT(S)

Petition under Article 226 of the constitution of India praying that in the circumstances stated in the Affidavit filed herein the High Court will be pleased to issue writ order or direction more particularly one in the nature of writ of mandamus declaring the action of the 3rd respondent in not disposing of revision petition or stay petition filed along with revision petition by the petitioner on 27-07-2004 as illegal, arbitrary, unjust and against the principles of natural justice and consequently direct the respondent No.3 to dispose of the revision petition or stay petition filed along with revision petition by the petitioner on 27-07-2004 at an early date and further direct the respondents to re-instate the petitioner as Sarpanch of Vinukonda Grampanchayat pending disposal of the revision petition in the interest of justice.

Counsel for the Petitioner:MR.M.RATNA REDDY

Counsel for the Respondents: GP FOR PANCHAYAT RAJ & RURAL DEV.

The Court at the stage of admission made the following ORDER:

The petitioner, who was placed under suspension after issuing the show cause notice, challenged the suspension order in W.P.No.11244 of 2004 before this Court and the same was disposed of. Aggrieved by the same, the respondents therein filed W.A.No.1046 of 2004 before this Court and the same was allowed giving liberty to the petitioner to avail remedy of revision. Accordingly, she filed a revision before the Government.

The gravamen of the complaint in this writ petition is that the Government, which entertained the revision, issued notice to the parties but not passed any orders on the stay application as well as the revision petition. Meanwhile, the Government extended the suspension period by another three months. But if no orders are passed in the revision petition, the revisional remedy will become infructuous.

Having regard to the fact that the Government has already entertained the revision, it is supposed to dispose of the revision petition expeditiously after hearing the parties concerned.

In view of the same, the respondents are hereby directed to dispose of the revision petition within a period of four weeks from the date of receipt of a copy of this order.

The writ petition is accordingly disposed of. No costs.

12th OCTOBER, 2004.

Note:furnish c.c. in two days.

B/o

kvni

To

- 1 The District Collector (Panchayats), Guntur district, Guntur.
- 2 The Divisional Panchayat officer, Narasaraopet, Guntur District.
- 3 The Principal Secretary, Government of Andhra Pradesh,
Panchayat Raj Department, Secretariat, Hyderabad.
- 4 Two CCs to the Government Pleader for Panchayat Raj and Rural Development,
A.P.High Court Buildings, Hyderabad (OUT)
- 5 Two CD copies.